

**BOARD OF SUPERVISORS**

*Brown County*

305 E. WALNUT STREET

E-Mail [BrownCountyCountyBoard@co.brown.wi.us](mailto:BrownCountyCountyBoard@co.brown.wi.us)

P. O. BOX 23600

GREEN BAY, WISCONSIN 54305-3600

PHONE (920) 448-4015 FAX (920) 448-6221



**"PUBLIC NOTICE OF MEETING"**

**Pursuant to Section 19.84 Wis. Stats., notice is hereby given to the public that the following meetings will be held**

**THE WEEK OF  
NOVEMBER 17 – 21, 2014**

**MONDAY, NOVEMBER 17, 2014**

- |           |   |  |
|-----------|---|--|
| *10:30 am | NE Wisconsin CDBG – Housing Region Cmte.  | Meeting Rm B, Weyers – Hilliard Library<br>2680 Riverview Drive        |
| *2:00 pm  | <del>Solid Waste Board</del> - NO MEETING | <del>Port &amp; Resource Recovery</del><br><del>2561 S. Broadway</del> |
| *3:00 pm  | Housing Authority                         | Room 604, City Hall<br>100 N. Jefferson St.                            |

**TUESDAY, NOVEMBER 18, 2014**

- |          |  |  |
|----------|--|--|
| *4:00 pm | Handicapped Children's Education Board | Syble Hopp School<br>755 Scheuring Road          |
| *5:00 pm | Veterans' Recognition Subcommittee     | Room 201, Northern Building<br>305 E. Walnut St. |

**WEDNESDAY, NOVEMBER 19, 2014**

- |           |  |  |
|-----------|--|--|
| *8:00 am  | Criminal Justice Coordinating Board      | Truttman Room, DA's Office<br>300 E. Walnut St.            |
| *11:00 am | Revolving Loan Fund Committee            | Room 391, Northern Building<br>305 E. Walnut St.           |
| **6:00 pm | <b>BOARD OF SUPERVISORS VETO SESSION</b> | Legislative Room 203, City Hall<br>100 N. Jefferson Street |

**THURSDAY, NOVEMBER 20, 2014**

- |          |                          |   |
|----------|--------------------------|---|
| *5:15 pm | Library Board            | Central Library<br>515 Pine Street                  |
| *5:30 pm | Administration Committee | Room 200, Northern Building<br>305 E. Walnut Street |

**FRIDAY, NOVEMBER 21, 2014**

**(No Meetings)**

Any person wishing to attend who, because of a disability, requires special accommodation, should contact the Brown County Human Resources Office at 448-4065 by 4:30 p.m. on the day before the meeting so that arrangements can be made.

**\*\*\*\*\*PLEASE NOTE NEW MEETING LOCATION\*\*\*\*\***

**Northeastern Wisconsin CDBG – Housing Region Committee Meeting  
10:30 A.M. – 12:00 Noon  
Monday, November 17, 2014  
Weyers-Hilliard Branch Library – Meeting Room B  
2680 Riverview Drive, Howard, WI 54313**

**AGENDA**

1. Call to order.
2. Roll call.
3. Discussion/action regarding Northeastern Wisconsin CDBG-Housing Region Committee meeting minutes of August 8, 2014.
4. Update regarding 2<sup>nd</sup> phase Northeastern Wisconsin CDBG-Housing Region funding from Wisconsin Department of Administration.
5. Discussion/action regarding reallocating the CDBG-Housing funds from a County-based system to a regional pool for regional CDBG-Housing program and regional revolving loan fund.
6. Discussion/action regarding WDOA initiated regional policy changes
7. Update regarding CDBG-Housing program activities.
8. Adjourn.



Any person wishing to attend who requires special language or access accommodations should contact the Brown County Planning Commission at (920) 448-6480 by 4:30 p.m. on or prior to Friday, November 14, 2014 so that arrangements can be made.

**PORT & RESOURCE RECOVERY DEPARTMENT**

*Brown County*

2561 SOUTH BROADWAY  
GREEN BAY, WI 54304

PHONE: (920) 492-4950      FAX: (920) 492-4957

DEAN R. HAEN

DIRECTOR

**- PUBLIC NOTICE -**  
**BROWN COUNTY SOLID WASTE BOARD**

**\* Monday, November 17<sup>th</sup> – 2:00 pm**

Brown County Port & Resource Recovery  
2561 S. Broadway, Green Bay, WI 54304

No Solid Waste Board meeting will be held in November 2014.

Dean R. Haen  
Director

*Any person wishing to attend whom, because of disability requires special accommodation should contact the Brown County Port & Resource Recovery Department at 492-4950, two (2) working days before the meeting, so that arrangements can be made. Notice is hereby given that action by the Brown County Solid Waste Board may be taken on any of the items which are described or listed in this agenda.*

**AGENDA**  
**BROWN COUNTY HOUSING AUTHORITY**  
**Monday, November 17, 2014, 3:00 p.m.**  
**City Hall, 100 N. Jefferson Street, Room 604**  
**Green Bay, WI 54301**

**MEMBERS:** Tom Diedrick–Chair, Ann Hartman–Vice Chair, Sup. Andy Nicholson, Corday Goddard, and Adam DeKeyser

**APPROVAL OF MINUTES:**

1. Approval of the minutes from the October 20, 2014, meeting of the Brown County Housing Authority.

**COMMUNICATIONS:**

**REPORTS:**

2. Report on Housing Choice Voucher Rental Assistance Program:
  - A. Preliminary Applications
  - B. Unit Count
  - C. Housing Assistance Payments Expenses
  - D. Housing Quality Standard Inspection Compliance
  - E. Program Activity/52681B (administrative costs, portability activity, SEMAP)
  - F. Family Self-Sufficiency Program (client count, escrow accounts, graduates, participation levels, new contracts, homeownership)
  - G. VASH Reports (active VASH, new VASH)
  - H. Langan Investigations Criminal Background Screening and Fraud Investigations
3. Report on port out data

**OLD BUSINESS:**

4. Discussion and action regarding payback of ICS staff's second furlough

**NEW BUSINESS:**

5. Final approval of ICS's 2015 budget.
6. Final approval of BCHA's 2015 budget and Approval of Resolution #14-02 Approving Operating Budget

**INFORMATIONAL:**

7. Update on new VASH vouchers.
8. Letter to legislatures regarding port out concern

**BILLS:**

**FINANCIAL REPORT:**

**STAFF REPORT:**

9. Date of next meeting: December 15, 2014 or January 19, 2015
10. Date of joint BCHA/ICS Board meeting: tentatively February 16, 2015

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\Pursuant to Section 19.84, notice is hereby given to the public:

**BROWN COUNTY HANDICAPPED CHILDREN'S EDUCATION BOARD AGENDA**

**Tuesday, November 18, 2014 4:00pm at Syble Hopp School**

1. Call to order – 4:00 p.m. -
2. Action Item: Approval of September 23, 2014 Board Minutes
3. Action Item Approval of Agenda.
4. Action Item Donations
5. Action Item Financial Report
6. Action Item: Election of Officers
7. Action Item Administrators Report
- 8 Action Item Parent Organization
- 9 Action Item Payment of Bills
10. Action Item Second Review 3:03 Medical Examinations and TB Test
11. Executive Session: The Board will move to executive session as allowed by Wisconsin Stats 19.85(1) (c) (f) (e) for the purpose of personnel issues.
- 12 Action Item: Staff request
13. Action Item: Adjournment

"Any person wishing to attend who, because of disability requires special accommodation should; contact Syble Hopp School at 336-5754 by 3:00 p.m. on Monday November 17, 2014 so that arrangements can be made."

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## **VETERANS SUBCOMMITTEE**

**Bernie Erickson, Chair**

**Ed Koslowski, Vice Chair**

Rosemary Desisles, Jim Haskins,

John Maino, Delores Pierce, Duane Pierce,

Tracy Rosinski, Sherry Steenbock, Joe Witkowski

**\*\*Running Total of Veterans' Certificates: 1651**

## **VETERANS' RECOGNITION SUBCOMMITTEE**

**TUESDAY, NOVEMBER 18, 2014**

**5:00 p.m.**

**Room 201, Northern Building**

**305 E. Walnut Street**

1. Call Meeting to Order.
2. Invocation.
3. Approve/Modify Agenda.
4. Approve/Modify Minutes of October 21, 2014.
5. Possible discussion /review regarding Veterans Appreciation Day at the Brown County Fair in preparation for 2015.
6. Discussion re: Veterans Day.
7. Report from Committee Members Present (Erickson, Desisles, Haskins, Koslowski, Maino, Pierce, Steenbock, Rosinski & Witkowski).
8. Report from CVSO Jerry Polus.
9. Comments from Carl Soderburg.
10. Such Other Matters as Authorized by Law.
11. Adjourn.

Bernie Erickson, Chair

Notice is hereby given that action by Committee may be taken on any of the items which are described or listed in this agenda. Please take notice that it is possible additional members of the Board of Supervisors may attend this meeting, resulting in a majority or quorum of the Board of Supervisors. This may constitute a meeting of the Board of Supervisors for purposes of discussion and information gathering relative to this agenda.

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Judge Thomas Walsh

## **CRIMINAL JUSTICE COORDINATING BOARD**

**Wednesday, November 19, 2014**

**8:00 a.m.**

**Brown County District Attorney's Office**

**Truttman Room, First Floor**

**300 E. Walnut Street**

**Green Bay, Wisconsin**

1. Call meeting to order.
2. Approve/modify agenda.
3. Approve/modify minutes of September 17, 2014.
4. TAD Grant (David Lasee).
5. System Mapping (David Lasee).
6. Treatment Courts Including Heroin Court (Judge Zuidmulder).
7. Adjourn.

Judge Thomas Walsh, Chair

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**AGENDA**  
**BROWN COUNTY REVOLVING LOAN FUND COMMITTEE**  
**Wednesday, November 19, 2014**  
**Northern Building**  
**305 E. Walnut Street, Conference Room 391**  
**Green Bay, WI 54301**  
**11:00 a.m.**

**ROLL CALL:**

Brent Miller  
Robert Patrickus  
Charles Riley

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Ron Van Straten, Chair  
Chad Weininger

\_\_\_\_\_  
\_\_\_\_\_

**ORDER OF BUSINESS:**

1. Approval of the minutes of the October 8, 2014, meeting of the Brown County Revolving Loan Fund Committee.
2. Pursuant to Wisconsin Statute 19.85(1)(e), the Brown County Revolving Loan Fund Committee will convene in Executive Session for the purpose of reviewing the updated loan application for Fusion Integrated Solutions, LLC.

At the completion of the closed session, the committee may reconvene in open session to report the results of the closed session.

3. Pursuant to Wisconsin Statute 19.85(1)(e), the Brown County Revolving Loan Fund Committee will convene in Executive Session for the purpose of reviewing a request for loan subordination for an existing loan to Shining Stars Pre-School & Childcare Center, LLC.

At the completion of the closed session, the committee may reconvene in open session to report the results of the closed session.

4. Other matters.
5. Adjourn.

NOTICE IS HEREBY GIVEN THAT ACTION BY THE COMMITTEE MAY BE TAKEN ON ANY OF THE ITEMS WHICH ARE DESCRIBED OR LISTED ON THIS AGENDA.

ANY PERSON WISHING TO ATTEND WHO, BECAUSE OF A DISABILITY, REQUIRES SPECIAL ACCOMMODATION SHOULD CONTACT THE BROWN COUNTY PLANNING COMMISSION OFFICE AT (920) 448-6480 AT LEAST TWO BUSINESS DAYS BEFORE THE MEETING SO ARRANGEMENTS CAN BE MADE.



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**PATRICK W. MOYNIHAN JR., CHAIR**

**THOMAS J. LUND, VICE CHAIR**

## PUBLIC NOTICE OF MEETING

Pursuant to Section 19.85 and 59.094, Wis. Stats., notice is hereby given to the public that the Veto Session of the **BROWN COUNTY BOARD OF SUPERVISORS** will be held on **Wednesday, November 19, 2014 at 6:00 p.m.**, in the Legislative Room 203, 100 North Jefferson St., Green Bay, Wisconsin.

### NOTICE IS HEREBY GIVEN THAT THE COUNTY BOARD MAY TAKE ACTION ON ANY ITEM ON THE AGENDA

The following matters will be considered:

Call to order.

Invocation.

Pledge of Allegiance to the Flag.

Opening Roll Call.

1. **Adoption of Agenda.**
2. **Comments from the Public:**
  - a) Must be limited to items not on the agenda.
  - b) State name and address for the record.
  - c) Comments will be limited to five minutes.
  - d) The Board's role is to listen and not discuss comments nor take action of those comments at this meeting.
3. **Approval of Minutes of November 6, 2014.**
4. **Announcements of Supervisors.**

### **\*\* Veto Session \*\***

5. **VETO SESSION from November 6, 2014 Budget Session of County Board meeting.**
  - a) See Veto Item #11f, Public Safety Committee – Sheriff's Budget Page 108: County Executive vetoed \$73,909.00 out of the Sheriff's contracted services for Jail Meal Services for budget year 2015.
6. Final Budget Resolution Establishing the Brown County Budget for Calendar Year 2015 at Property Tax Levy \$80,932,318: County Executive refused to sign.

7. Such other matters as authorized by law.
8. Closing Roll Call.
9. Adjournment to Wednesday, December 17 at 6:00 p.m., Legislative Room 203, 100 N. Jefferson Street, Green Bay, Wisconsin

Submitted by:

A handwritten signature in black ink, appearing to read "Patrick Moynihan, Jr.", with a long horizontal flourish extending to the right.

Patrick W. Moynihan, Jr.  
Board Chairman

Notice is hereby given that action by the County Board of Supervisors may be taken on any of the items which are described or listed in this agenda. The County Board of Supervisors may go into Closed Session: Pursuant to Wis. Stats. § 19.85(1)(e) to deliberate or negotiate the purchasing of public properties, investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.

# BOARD OF SUPERVISORS

## Brown County



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### ADMINISTRATION COMMITTEE

Steve Fewell, Chair

Tim Carpenter, Vice Chair

David Steffen, Thomas De Wane, Allan Jamir

### ADMINISTRATION COMMITTEE

Thursday, November 20, 2014

5:30 p.m.

Room 200, Northern Building

305 E. Walnut Street

**NOTICE IS HEREBY GIVEN THAT THE COMMITTEE MAY TAKE ACTION ON ANY ITEM LISTED ON THE AGENDA**

- I. Call to Order.
- II. Approve/Modify Agenda.
- III. Approve/Modify Minutes of October 23, 2014.

### Comments from the Public

2. Review Minutes of:
  - a. Brown County Housing Authority (October 20, 2014).

### Communications

3. Communication from Supervisor De Wane re: To create an ordinance for employee wage and benefits be sent to the Administration and Executive Committees in resolution format providing budget fiscal impact as well as employee financial impact no later than the July meeting.  
*Referred to Admin & Executive Cmtes from November County Board.*

### Human Resources

4. Activity Report for October, 2014.
5. Director's Report.

### Corporation Counsel

6. Monthly Report for October, 2014.

### Treasurer

7. Budget Status Financial Report for September, 2014.
8. Treasurer's Financial Report for the Month of September, 2014.

### Technology Services

9. Brown County Technology Services Steering Update.
10. Discussion re: Tablets.
11. 2014 Annual Report.

**Department of Administration**

12. Budget Status Financial Report for October, 2014.
13. 2014 Budget Adjustment Log.
14. Director's Report.

**Closed Session**

15. Open Session: Discussion and possible action on the Circuit Court Case No. 14-CV-0930, entitled Dan J. Fehrenbatch v. Brown County.
16. Convene in Closed Session to discuss and confer with Corporation Counsel in regards to Circuit Court Case No. 14-CV-0930, entitled Dan J. Fehrenbatch v. Brown County (GetMOR litigation), pursuant to Wis. Stat. § 19.85(1)(g) "any meeting of a governmental body may be convened in closed session for purposes of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved."
17. Reconvene in Open Session: Discussion and possible action on the Circuit Court Case No. 14-CV-0930, entitled Dan J. Fehrenbatch v. Brown County.

**Child Support** – No agenda items.

**Other**

18. Audit of bills.
19. Adjourn.

Steve Fewell, Chair

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Please take notice that it is possible additional members of the Board of Supervisors may attend this meeting, resulting in a majority or quorum of the Board of Supervisors. This may constitute a meeting of the Board of Supervisors for purposes of discussion and information gathering relative to this agenda.



BROWN COUNTY LIBRARY  
515 PINE STREET GREEN BAY, WI 54301-5194

**LYNN M. STAINBROOK**  
DIRECTOR

PHONE (920) 448-5810  
FAX (920) 448-4364

Stainbrook\_LM@co.brown.wi.us  
[www.browncountylibrary.org](http://www.browncountylibrary.org)

*"Providing trusted information and resources to connect people, ideas and community."*

## **BROWN COUNTY LIBRARY BOARD**

**Central Library**

**Thursday, November 20, 2014**

**5:15 p.m.**

### **AGENDA**

1. Call to Order (2 minutes)
2. Approve Consent Items (3 minutes)
  - a. Agenda
  - b. Minutes
3. Communications and Open Forum for the Public (5 minutes)
4. Community Engagement Presentation by Demco (30 minutes)
5. Library Business (15 minutes)
  - a. Information Services Report
  - b. Financial Manager's Report, Bills and Donations
  - c. Facilities Report
    - i. Update from Facilities Committee
6. Personnel Committee (5 minutes)

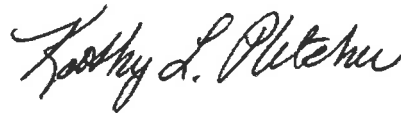
Closed session pursuant to Wis. Stat. § 19.85(1) (c ) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility –personnel compensation including pay increases and health benefits.
7. Approve any action that may have been recommended in Closed Session (5 minutes)
8. Budget (10 minutes)
9. Old Business (5 minutes)
10. President's Report (5 minutes)
  - a. Director Search Update
11. Nicolet Federated Library System (10 minutes)
  - a. Approve 2015 Resource Library Agreement
12. Closed Session pursuant to Wis. Stat. § 19.85(1) (e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session – NFLS Lease terms.

13. Approve any action that may have been recommended in Closed Session (5 minutes)
14. Such Other Matters as are Authorized by Law
  - a. Request from Garden Club of De Pere regarding Meeting Room Use
15. Meeting Summary/Next Meeting Planning (2 minutes)
16. Adjournment

**Notice is hereby given that action by the committee may be taken on any of the items which are described or listed in this agenda.**

**Next Meeting:**

Thursday, December 18, 2014  
5:15 p.m.  
Central Library  
515 Pine Street



**Kathy L. Pletcher  
President**

# NOVEMBER 2014



SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
						1
2 	3	4	5	6 <b>Board of Sup Budget Mtg 9:00 am</b>	7	8
9 	10	11	12	13	14	15
16 	17	18 Vets Recognition Subcommittee 5:00 pm	19 <b>Board of Supervisors Veto Session 6pm</b> Criminal Justice Coord Board 8a.m.	20 Admin Cmte 5:30 p.m.	21	22
23 	24 Land Con 6:00 pm PD&T 6:15 pm	25	26 Human Svc Tentative	27  <b>Thanksgiving</b>	28 <i>County Board Office Closed</i>	29
30 						

# DECEMBER 2014

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
	1	2	3 Public Safety 11:00 am	4 Ed & Rec @ SW Branch Library 5:15pm	5	6
7	8 Executive Cmte 5:30 pm 	9	10	11	12	13
14 	15	16 Vets Recognition Subcommittee 5:00 pm	17 <b>Board of Supervisors 7:00 pm</b>	18	19	20
21 	22 Land Con Plan Dev & Trans Tentative	23	24 Human Svc Tentative <i>County Board Office Closed</i>	25 Admin Tentative <i>County Board Office Closed</i>	26	27
28 	29	30	31 <i>County Board Office Closed</i>			

## **BROWN COUNTY COMMITTEE MINUTES**

- Board of Health (October 14, 2014)
- Housing Authority (October 20, 2014)
- Human Services Board (November 13, 2014)
- Local Emergency Planning Committee (November 11, 2014)
- Planning Commission Board of Directors – Transportation Subcommittee (September 15, 2014)

**To obtain a copy of Committee minutes:**

[http://www.co.brown.wi.us/minutes\\_and\\_agendas/](http://www.co.brown.wi.us/minutes_and_agendas/)

**OR**

**Contact the Brown County Board Office or the County Clerk's Department**



**PROCEEDINGS OF THE BOARD OF HEALTH MEETING**  
**Tuesday, October 14, 2014**  
**5:00 PM**

---

Present: Audrey Murphy, J.J. Tibbetts, MD, Susan Paulus Smith, Harold Pfothenhauer  
Excused: Richard Schadewald, Joe Vandeuren  
Staff Present: Judy Friederichs, Chua Xiong, Rob Gollman, Kevin Pontius, Patti Smeester  
Others Present: Michelle Buresh, Jerry Buresh, Darren Ashley, Susan Ashley, Sandra Tibbetts, William G. Acker (Acker & Associates), Sarah Cappelle, Darrell Cappelle, Sandy Johnson, Carl Johnson, David Enz, Rosemary Enz, Kayla Trembl, Dick Koltz, Steve Deslauriers, Leslie Boelter, Juliana Ruenzel, Jim Vanden Boogart, Barb Vanden Boogart, David Ashley, Dora Ashley, Mark Baugnet, Julie Baugnet, Patrick Evans, Brown County Supervisor/Chairman of Human Services Committee

**1. CALL TO ORDER, WELCOME, AND INTRODUCTIONS**

**2. APPROVAL/MODIFICATION OF THE AGENDA**

To move Item #3 after the Director's Report #7

MOTION: To approve revised agenda

Tibbetts / Paulus Smith

MOTION CARRIED

**3. Moved to 7a.**

**4. UPDATE AND PLACE ON FILE THE RESOLUTION OF THE HEALTH DEPARTMENT MATTERS REGARDING 2013 FO 383 AND 213 FO 371 (ODOR ISSUES)**

Juliana Ruenzel updated the Board on the results from the Sanimax citations. They were in court on August 8, 2014, Sanimax agreed to plead to one of the citations. They pled to the higher citation which was the \$1,387.50 citation. We dismissed the other citation.

Rob Gollman gave the board some odor documents. Rob indicated that we have not issued any citations. We had some issues with Sanimax but they haven't reached the threshold where we would issue a citation.

No action taken.

**5. REVIEW AND DISCUSS ADDITIONAL WIND TURBINE INFORMATION**

Audrey Murphy began by reading the request letter, paragraph 1.

*"Dear Members of the Board of Health:*

*Date: Aug. 6, 2014*

*The purpose of this letter is to inform you that residents living in and near the Town of Glenmore, citizens of Brown County, Wisconsin, are being negatively impacted by sources*

*that began after the construction of the Shirley Wind Project. This letter is an appeal and urgent request to the Brown County Board of Health and the Director of the Health Department to declare the Shirley Wind Project a Human Health Hazard in order to protect the health and well-being of the residents who are in extreme peril."*

The letter referenced Brown County Code of Ordinances Chapter 38 Public Health Nuisance and WI State Statute 251.04(7). That statute reads as follows:

***"251.04 Local board of health; powers and duties.***

***(7) A local board of health shall assure that measures are taken to provide an environment in which individuals can be healthy."***

The nuisance ordinance reads:

*"A thing, act, condition or use of property which continues for such length of time as to:*

- 1. Substantially annoy, injure or endanger the comfort, health, repose or safety of the public or to cause, or is known to have the potential to cause, a serious health hazard.*
- 2. In any way render the public insecure in life or in the use of property.*

*(b) Human Health Hazard. "Human health hazard" means a substance, activity or condition that is known to have the potential to cause acute or chronic illness or death if exposure to the substance, activity or condition is not abated."*

Audrey stated the timeline of events for this issue and process began with a communication from the Human Services Committee on March 30, 2010. On May 25, 2010 we had a joint meeting, with the Board of Health and the Human Services Committee which was attended by the State Division of Health and Human Services. The take away from that meeting from the State officials was "go to your doctor". On July 21, 2010 a resolution was passed by the Board of Health in regard to health risks posed by wind turbines. In October of 2011 affidavits were filed with the State of Wisconsin Public Service Commission (PSC). On January 10, 2012 the Board of Health adopted a resolution requesting emergency state aid and supported the Wisconsin Citizens Safe Wind Siting Guidelines. On April 5, 2012 the Board of Health sent a formal request for an epidemiological study to the PSC. In February of 2012, Dave Enz requested Rick James to study the noise level in two locations. On December 4<sup>th</sup> through the 7<sup>th</sup> of 2012, the PSC along with Clean Wisconsin conducted tests at Shirley Wind Farm using four acoustical experts. The conclusion of that was:

*"The four investigating firms are of the opinion that enough evidence and hypotheses have been given herein to classify LFN (low frequency noise) and Infrasound as a serious issue, possibly affecting the future of the industry. It should be addressed beyond the present practice of showing that wind turbine levels are magnitudes below the threshold of hearing at low frequencies."*

Their recommendation was an additional study on an urgent priority basis. There was no follow up after that and then they recommended three different things.

Audrey stated a study was done by Rick James dated August 9, 2014. Its executive summary report speaks to what the issues are all about.

*Measurement of Infrasound inside homes near Shirley Wind Project*

*"The findings described above support the following conclusions:*

1. *Wind turbines produce infrasound at significant levels when the indicator of significance is human response.*
2. *The infrasound produced by wind turbines is readily measured using a micro-barometer inside of homes. It is present at all times the wind turbines are operating as determined by blade rotation.*
3. *The infrasound is a complex mix of tones and harmonics with rapid pressure fluctuations at the blade pass frequency and its harmonics at frequencies below 10 Hz which synchronize with the rotational speed of the hub.*
4. *This complex mix of infrasonic pressure fluctuations has similar characteristics to other noise sources known to produce adverse health effects similar to those reported by people living near wind turbines. Experience with these other types of noise sources shows that when the infrasound is removed by redesigning or eliminating the noise source the adverse health effects also stop occurring. As an alternative, the people can be removed from the area where the infrasound is strong enough to cause them adverse health effects."*

Dr. Tibbetts read the conclusion:

*"Based on the above, it is reasonable to conclude that the adverse health effects reported by members of the Shirley community are linked to the operation of the Shirley Wind Project wind turbines. While there may still be debate about the precise mechanism that causes these sounds to induce the symptoms; it is clear from this study, and others conducted in different parts of the world by other acousticians, that acoustic energy emitted by the operation of modern utility scale wind turbines is at the root of the adverse health effects.*

*Following the Precautionary Principle, it is concluded that operation of the Shirley Wind project is exposing the community members to acoustic energy that can be linked to the reported adverse health effects, is similar to other historical problems with other infrasound noise sources, and that the only method available to protect the community's health is to not operate wind turbines close to homes. For that to occur, either the utility must terminate operations or it should operate with a buffer zone between the wind turbines and the closest residential properties. Given that the recent study shows people reporting adverse health effects at distances of four miles this could require purchase of many of the properties in the community."*

Audrey indicated this is the latest study that the Board of Health has access to and the date of the report is August 9, 2014.

MOTION: To depart from the regular order of business so the public can be heard by the board.  
Tibbetts / Pfotenhauer

MOTION CARRIED

Susan Ashley, 309 Prospect Street, Denmark, Wisconsin – Susan stated the purpose of the presentation is to inform the Board of Health that the residents living in Brown County are being negatively impacted by sources that began after the construction of the Shirley Wind Project. The mission is to request that the Board of Health declare the Shirley Wind

Project a human health hazard in order to protect the health and well-being of the residents.

Susan indicated Shirley's Wind construction and testing began mid to late 2010 and consists of eight Nordex 2.5 MW turbines. They are nearly 500 feet tall and the most recent owner is Duke Energy. Since early 2011, complaints began and were documented. The records that were compiled were complaints and concerns written to Duke Energy, to the Town of Glenmore, to the Board of Health and to the Wisconsin PSC and to anyone else who would listen. These reports were also written personal accounts, affidavits, and media reports. The major complaints made by people living near or visiting the area were sleep disturbance, excessive tiredness, impaired concentration and memory, anxiety, tinnitus (the ringing in your ears), hearing loss, nausea and dizziness, ear pain and pressure and popping, headaches, head pressure, blurred vision, heart palpitations, chest pressure and altered blood pressure and blood sugar levels. Some visitors decided to see for themselves what it felt like to live in the area. Although not everyone who visited the home reported ill effects, the majority of the visitors did. Susan read three individual statements of those affected.

Seventy-five people, 55 adults and 20 children who lived or visited the area surrounding the Shirley Wind Farm, have written complaints about their health related symptoms that began or became worse after the turbines started. Twenty families have reported health issues associated with Shirley Wind. Three families have left their home to find relief and a few more families have considered moving but they can't find a way.

Audrey asked if all of the turbines are located within the Township of Glenmore. Susan indicated they were.

Susan quoted a statement in a report by Stansfeld and Matheson:

*"It is likely that children represent a group which is particularly vulnerable to the non-auditory health effects of noise..... there is a possible risk that exposure to an environmental stressor such as noise may have irreversible negative consequences for this group."*

Symptoms are being experienced by many different people in Glenmore from all age groups and gender, including children who may not be able to express their symptoms. When people who experience symptoms leave the community for a few days for vacations, family visits or because they decided to vacate their homes rather than feel sick, the symptoms disappeared. When they return and the turbines are running the negative symptoms also return. In a peer reviewed study *Occupational Health and Industrial Wind Turbines: A Case Study*, by Rand, Ambrose and Krogh, the acousticians were conducting noise measurements near wind turbines and all suffered from adverse health effects. They, too, mentioned that when they were away from the wind turbine site they felt better and when they went back, they felt sick. In a report by Mark DuChamp, he describes unexplained symptoms of animals living near wind turbines which states 400 goats were unable to sleep, weren't eating and died after the introduction of wind turbines. In Denmark, Europe, 1,600 mink died after wind turbines began operating. In Poland, there were increased cortisol levels in geese. In Nova Scotia, Canada, emu had been killed after not gaining weight and becoming aggressive. In Portugal, there was an issue of horses with flexural limb deformities. A report from Japan talks about joints swelling, premature births as well as muscle coordination problems that appeared in the cattle.

Susan states that in Glenmore, Wisconsin, there are reports of unusual happenings occurring in dogs, horses, cattle and other wildlife since the wind turbines became operational.

Susan indicated that Dr. Lynne Knuth, after researching and learning of experiences of families living near wind farms in Wisconsin, states:

*"The residents of a wind farm are not just being 'stressed out' by the wind farm, there are physical forces acting on their bodies as a result of the wind farm, physical forces that may do permanent damage. If we were putting up nuclear power plants, and we had reports of animals around them not able to successfully reproduce or being born without eyeballs, and also had some people reporting an inability to conceive, we would halt any new construction until it had been studied. In wind farms, this is exactly what we are seeing."*

Susan stated that the potential that these industrial wind turbines are the source of these issues must be acknowledged and acted upon with urgency. An abatement of the potential source of the adverse health effects needs to be done before more damage is incurred.

Susan stated that infrasound, as described by the Corporation of the Town of Plympton, Wyoming, is:

*"Infra-sound" means sound with energy in the frequency range of 0-20 Hz. It is often considered to be inaudible for most people unless at a relatively high amplitude but has been shown to be perceived via other senses at lower amplitudes especially for complex non-steady, non-sinusoidal pressure waves. Modern utility scale wind turbines produce an infrasonic blade passage tone typically centered at a frequency of 1 Hz or lower."*

In the late 1970s, there were concerns made about the effects of infrasound. Neil Kelly presented government sponsored research on test subjects that were exposed to different types of wind turbines - infra and low frequency sound. The test subjects experienced adverse health effects and disturbing experiences when exposed to positional characteristics such as those found in large utility still turbines.

In a study by Dr. Alec Salt called *"Wind Turbines can be Hazardous to the Human Health"* he states *"measurements show that the low frequency part of the ear is extremely sensitive to infrasound."* Symptoms he noted due to low frequency sounds could include annoyance, stress, sleep disturbance, panic, chronic sleep deprivation leading to blood pressure elevation, memory dysfunction, unsteadiness, vertigo, nausea, sea sickness, tinnitus and the list goes on. It could also possibly, due to the low frequency noise, even lead to hearing loss.

In a study by Shepherd and Billington, they state *"wind turbine noise is annoying and has been linked to increased levels of stress, difficulty falling asleep and sleep interruptions."* In the Systematic Review in 2013, the conclusion states:

*"In this review, we have demonstrated the presence of reasonable evidence (Level Four and Five) that an association exists between wind turbines and distress in humans."*

Carmen Krogh states that:

*"There is sufficient evidence to support that some are negatively affected by industrial wind energy facilities cited in close proximity to their homes."*

Dr. Robert McMurtry states, *"symptoms worsen following the initiation of industrial wind turbines. These symptoms include tinnitus, dizziness, difficulty with balance, ear aches and nausea as well as hypertension, palpitations, depression and fatigue."*

Susan states that knowing the symptoms affecting the people appeared to be related to the operation of the wind turbines, experts were called in to help. The first study was done in 2012 by Rick James. It concluded that there was a presence of low frequency noise and infrasound in the three abandoned homes. Richard James is a nationally known acoustician, hired to determine the presence of infrasound in Brown County. He has had 40 years of experience and has been actively investigating wind turbine noise since 2007. He's published several papers and has been qualified as an expert witness with expertise in the measurement of wind turbine sound and its impact on humans in the US, Canadian and New Zealand courts. Mr. James is qualified to pronounce if plaintiff's symptoms were caused by the defendant's wind turbines under Daubert hearing process in the Michigan Circuit Court.

Rick James spoke in a recorded presentation.

Mr. James states that over the course of the last year they have done several types of tests in the Shirley wind community using in general a micro-barometer, the Infiltec Model 20. This summer they did a series of tests over a period of several days using a microphone based system, infrasonic microphones GRAS 40AZ and a SINUS Apollo 2 channel digital single processor recorder. The system allowed them to compare the readings they had with the micro-barometers to those that they would get with a microphone based system. They also use people as instruments as people are the most sensitive instruments for complex sounds. Rick James describes the micro-barometer as a very simple instrument and what it allows us to do is to look for tones from the wind turbines. It also tells us when wind turbines aren't running to see what natural infrasonic background sounds look like and be able to evaluate the difference between the characteristics of infrasound during storms or gusting winds and also compare homes near the wind turbines to homes not near wind turbines. Rick shows a graphic of side by side tests of two Infiltec 20 units which were conducted in the ECS office which has no wind turbines nearby. He states what we see in those graphs is the absence of wind turbines and absence of storms or other outdoor severe weather situations. There is a reasonably stable acoustic background. Rick shows a slide collected at the Enz family farmhouse. Rick states that one of the primary differences between the measurements at the ECS offices and the Enz farmhouse are the long horizontal bands or tones that are labeled wind turbine blade pass tone harmonics. Mr. James states that knowing the frequency of each of those tones by inspection of this chart, one can estimate what the blade pass RPM would be at the hub. Rick points out in the graphic that changes during some times show a period when wind speeds likely dropped and therefore the RPM of the wind turbines around the home also dropped. It picked up again and we see a period without any tones and that would be Saturday and all of the wind turbines were off. Rick stated another instrument for measuring sound are people. More and more they are finding that complex sounds can affect people. He adds complex sounds don't fall into the nice clean limits of DBA or other overall readings because they have a complexity that just isn't captured by simple metrics of amplitude or frequency. In this particular arena, which he will call soundscaping, there is an analysis of complex sounds where humans are the new experts.

He states we have to understand that humans are objective measuring instruments and we will seek out the report and descriptions and quantify what they are saying with technical measurements of the type he has presented. Sound elements that cause negative responses can be meaningfully defined and mitigated only by getting the input from the new experts and then triangulating or associating their reports with technical measurements. In that sense, the technical data is thus grounded in the truth of human experience with the validation of both instruments and people's responses providing the indication that they are on the right track. This is a concept that is gaining more and more acceptance in acoustics, and under the guise of soundscaping, but it is a natural fit for the type of complex sound we have with wind turbines.

Susan stated the measurements were made using the micro-barometer specifically designed to measure acoustic energy sound pressure in the range of .05-20 Hz. After being trained by Richard James, the field technician set up the micro-barometers in over a dozen homes in the Shirley Wind Farm. On many occasions, there was an observer recording the events of the turbines, making note of the on/off times and the number of turbines in operation. This person actually lived in the wind turbine area and would write down when the turbines were on or off to later correlate it with the information they would receive back from Mr. James. Weather conditions found at wonderground.com were then added to verify the on/off times after the data was sent to Mr. James. Susan then showed charts verifying the on/off times of the wind turbines and the observer's recordings and the results showed there were turbine tones when the turbines were on and no tones when they were off. Susan also demonstrated fluctuations of the turbine blades as they were going at the faster speed and the slower speed, the change of the blade pass frequency as well and again the on/off times. When they are off, no tones are present.

According to Walsh, in the official report of Northern Island Assembly,

*"Sound becomes noise when it becomes unwanted....wind turbine noise has a fluctuation.....bigger wind turbines have been found to have more fluctuation in the lower frequency range."*

The testing clearly shows low frequency noise and infrasound being produced when the wind turbines are turning. It has been noted that the low frequencies detected when the blades are turning slowly or fast, have not only been linked to annoyance but also to health risks that are too prevalent and dangerous to ignore. Susan states Richard James testifies regarding the testing in the vicinity of the Shirley Wind Project. Based on the above, it is reasonable to conclude that the adverse health effects reported by members of the Shirley community are linked to the operation of the Shirley Wind Project wind turbines. While there may still be a debate about the precise mechanisms that causes these sounds to induce the symptoms, it is clear that acoustic energy emitted by the operation of modern utility scale wind turbines is at the root of the adverse health effects.

Susan adds that Rick James says "following the precautionary principle, it is concluded that operation of the Shirley wind project is exposing the community members to acoustic energy that can be linked to the reported adverse health effects and that only method available to protect the community's health is to not operate the wind turbines close to homes."

Susan states there are many affected citizens around Glenmore and Brown County who are living in hazardous environments and must be protected. This is an urgent appeal

requesting a guarantee that measurements will be taken to provide a healthy environment to the citizens of Brown County. She adds this request is being made to urge the Brown County Board of Health and the Director of the Health Department to declare the Shirley Wind Project a human health hazard.

Audrey asked if the Board had any questions of Ms. Ashley. Audrey asked if anyone else wished to address the board at this time.

Michelle Buresh, 2136 Country Lane, DePere – Michelle shared her experiences which started shortly after the wind turbines went into operation. She described her symptoms and what she has done medically to find out what was causing her medical symptoms and found nothing. Michelle was aware there were families in the community having health issues because of the turbines, but did not correlate this with her symptoms until she traveled out of town and felt fabulous while she was away. Upon returning home, her symptoms returned. She then contacted the Brown County Health Dept. with her concerns. After that they had their home tested with a micro- barometer on 3 separate occasions and each time found that infrasound consistent with the frequency of the Shirley Wind Farm Study was detected in their home. On one of those occasions they were able to test while the turbines were off and no infrasound was found present during that off time.

Michelle indicates that the more time she spent at home, the more symptoms she had and the duration was longer. The more time she was away from home, the less symptoms she had and the shorter their duration.

Michelle shared an excerpt from the Hawaii Reporter from the world's leading expert on LFN (low frequency Noise) and VAD (Vibro-acoustic disease), Dr. Mariana Alves-Pereira, from the University of Portugal:

*"I cannot stress this enough. If you know people who are complaining of LFN in their homes, please urge them to leave, at the very least, leave for a few hours a day, or better still, be there in the day but do not sleep in that house. Look at it this way: if people were told that there was a poison contaminating their homes, would they live in them? Although you cannot see nor smell LFN, and sometimes you cannot even hear it, if it is infesting the home 24/7, it becomes a most dangerous and fast debilitating agent of disease."*

Jerry Buresh, 2136 County Lane, DePere – Jerry indicates he has experienced headaches, ringing in his ears and the feeling of being off balance at times. He states that infrasound consistent with the frequency of the Shirley Wind Farm Study was detected at their residence. It was proven that infrasound caused health issues on humans and animals so he asked who is responsible.

Susan Paulas Smith asked what the distance was from the nearest wind turbine and Jerry responded 4 miles.

Audrey asked Susan Ashley who were the field technicians and who trained them. Susan indicated she was one of the field technicians trained by Rick James. Rick James was at Jerry Buresh's home.

David Enz, 6034 Fairview Road, Denmark – Dave indicated they also did this at his home. They haven't lived there for 3 ½ years.



Richard Koltz, 2372 Day Street, Greenleaf – Richard stated that when this all began they lived east of Greenleaf and he signed up for the turbines thinking it was free power and it was good but the more he learned, the more he struggled to get out (of the contract). His daughter has a place and began to experience these things and as time went on it became more and more evident that it was related to the turbines. Audrey asked Richard if he had a turbine and he indicated that he got out of it. He worked with Morrison Township and they stopped them there but they could not stop them in Glenmore.

Sarah Cappelle, 5792 Glenmore Road, DePere – Sarah indicated her family lived ¼ mile from two industrial wind turbines in the Shirley Wind Project. Shortly after the turbines were operational, she and her youngest son started experiencing health issues they never had before. Sarah stated some of the health issues. In 2012 they decided they had to move their family out of the area. After a few weeks, she and her son felt normal again. Their symptoms went away and her son started sleeping through the night waking up happy and started to talk. They briefly moved into the Shirley Wind area last year and their symptoms started up again. They have moved three times since 2012 and had to buy a second home and are now paying two mortgages. Even though they don't live in Glenmore anymore, they are still exposed to the dangers of the turbines every day since she still becomes ill at work.

Darrell Cappelle, 5792 Glenmore Road, DePere – Darrell indicates that State rules including PSC 128 do not apply to Shirley Wind at all as it was constructed before the State had any idea what was coming-before the towns knew what was coming. The town did have a Conditional Use Permit over Shirley Wind. That is the only real conditions they were operating under. There are no health regulations and no way for the town to enforce any, such as health issues that he is aware of. The town's authority is only for an emergency situation if they were on fire or if they were going to fall down. Then the town could try to shut it down. Audrey asked how often the conditional use permit is renewed. Darrell Cappelle indicated it is for 30 years and every five years there is a review.

Dr. Tibbetts said the health department has been out there and they have been in compliance. Darrell indicated they were just over the 50 decibel conditional use permit. Those were summarily dismissed by the town as not accurate enough to act upon. Audrey asked if the town dismissed them. Darrell said yes. Audrey asked if this was a three person board and he indicated yes.

Audrey asked Rob if we ever measured and if they were above 50 DBA. Rob indicated our staff has gone out but he did not have all the records. Rob said he can attest that they have done measurements at the Cappelle's residence.

Jim Vanden Boogart, Town of Morrison - The decibel scale that is used and specified in the CUP is the DBA scale and in the presence of infrasound is not at all captured using that scale. They can be in full compliance while there's no limit to the amount of low frequency decibels present because the DBA scale does not capture that. It is designed to ignore that.

Patrick Evans – Patrick Evans stated the charge of this Board is about health hazards. Patrick Evans indicated the village or town does not have any authority over the health

issue and neither does the state. To say that it is a state problem, he disagrees with that. He states it is a human health hazard issue.

Barb Vanden Boogart, Town of Morrison - She would like to encourage using the fullest amount of power of the Board of Health because obviously the state is not taking this seriously and is conflicted in many ways. The town does not have the power to regulate this. It is a health issue. The board is charged with the health of its jurisdiction.

Jim Vanden Boogart, Town of Morrison - Jim states the state's Wind Siting council is required to do a 5 year health review. This has been going on since the summer of 2013 and the report is just about completed. He believes this report is extremely biased and directed the Board to read *The Minority Report* which will be an appendix report produced by the Pro Health Minority of the Counsel consisting of six of the 14 members which will be coming out soon. It will be sent to the legislature at the end of next week.

Steve Deslauriers, 2889 Wayside Road, Greenleaf, WI - Steve states this project was permitted at the town level. The town is afraid to incur the wrath of Duke Energy. We go to county boards, state legislators, governor's office, PSC of Wisconsin and nobody wants to touch this issue with any integrity because of partisan politics.

Richard Koltz -Richard compared this to the Leo Frigo Bridge emergency. There was an eminent danger. He stated "Stop it and fix it."

Susan Paulus Smith asked the residents if Duke Energies addressed any of these health issues recently that we have heard about tonight.

Dave Enz responded by saying they have asked for a letter from Duke Energy that tells people that they are perfectly safe here; that Duke's wind turbines are not emitting anything that would hurt people that they could give to a prospective buyer when they sell their house. Duke has done nothing. They have talked to Duke about them being sick and they say they cannot find any information that directly links to the wind turbines. Audrey asked if they had documentation and he indicated yes.

Barbara Vanden Boogart, 7463 Holly-Mor Road, Greenleaf - Barbara stated that it is well known in the scientific community that low frequency sound can produce low frequency illness in certain individuals. The wind industry in 1998 admitted that they are emitting low frequency sound. Barbara referred to the evidence from Rick James proving that there is low frequency being emitted and the testimonies of people being sick

William Acker - Bill is a consulting engineer who owns Acker and Associates on Nicolet Drive - Bill states he was brought into this problem about 7-8 years ago because of a cooling tower in downtown Green Bay. The city had spent a considerable amount of time trying to find out what was causing the health problems with a family. He was investigating and it was suggested that this might be related to low frequency noise. He was then contacted by the Enz family indicating that they had problems and Dr. Coussons agreed to work with him on this issue to compare the health problems. They found they were very similar. What was really unique that day, was that the two families decided to talk to each other in the parking lot and they decided to go to the Green Bay home to talk about their experiences. When the Enz family got to the Green Bay home, they got so sick they couldn't stay. When they told him that really got his attention because he felt they were on track. At that time, as Bill started investigating low frequency noise, there

was next to no information on cases involving low frequency noise illness. He spent a great amount of time trying to find an acoustician that had experience with low frequency noise. That led him to Richard James. The tests clearly show there are pressure pulsations. Bill is 100% convinced that it is pressure pulsations whether it is the cooling tower or wind turbines. He states the problem when the wind turbines were being installed was that the standards that were developed were not developed to protect people from low frequency noise--it was from normal audible noise and not infrasound and low frequency noise. There were no standards set up to try to protect people from that problem and we had so few cases of health problems from low frequency noise through the world that this was a learning experience. He states we know enough that we know how to write a noise code to protect the public from these issues and some countries like Germany have done this. European countries are much more advanced than the United States is and so they have developed standards to protect their public because they realize that there is a problem. Alec Salt has done studies on the brains of animals showing that they had been irritated by low frequency noise and infrasound and then he has done autopsies on these animals which shows the hair cells of these animals were damaged. Bill states we can't do that type of test on humans and that is our biggest problem. He says it is similar to car sickness and we accept that car sickness makes people sick which is pressure pulsations through the window of the car. If car sickness is ear pressure pulsation why can't wind turbines cause ear pressure pulsations? We need to move forward with these things, and develop a noise code.

Dave Enz – Dave stated that industries for considerable period of time had trouble with people getting sick in their building sometimes and often times they solved that problem because now it costs money to have sick people working in offices so they called in noise experts to fix the source of the low frequency sound. In many cases people are well and business goes on as usual. Back in 1987 we knew that wind turbines created problems for people. To Dave, it gets very simple -- when we go to the wind farm and go to our home we get sick. When we get an opportunity to go away from our homes for a period of time we almost feel like humans again. We go back, we get sick.

Sandy Johnson, Town of Holland - Sandy wants to thank us for everything we have done because we have motivated other boards of health to take the stands for their people. She states they have about five counties affected by wind turbines operation. The people of Fond du Lac had given up until they heard that the Brown County Board of Health sent a resolution to the State. They wrote notarized affidavits, they visited their Board of Health on several occasions. This isn't just a Brown County incident as Bill Acker was saying. They have really awakened in Europe. Denmark used to be the poster child for wind. They have serious problems and now they know it. And they don't want any more of these monsters on their land. They don't even want them off shore.

Mark Baugnet, 6172 Highview Road, Denmark - Mark stated the only way that he can get away from it is to just don't go home. They just stay away as much as they can.

MOTION: To return to the regular order of business                      Tibbetts / Pfotenhauer

MOTION CARRIED

Audrey asked Juliana Ruenzel from Corporation Counsel to give us some guidance on this issue.

Juliana believes this is a State issue. The state regulates utilities and it should be regulated by the State but agrees with what these people are saying, the State is not going to help you. Juliana states Wis. Stats. 66.0401(1m) is a regulation relating to solar and wind energy systems. There is a restriction under (1m) which states:

*“(1m) AUTHORITY TO RESTRICT SYSTEMS LIMITED. No political subdivision may place any restriction, either directly or in effect, on the installation or use of a wind energy system that is more restrictive than the rules promulgated by the commission .....unless the restriction satisfies one of the following conditions:*

*(a) Serves to preserve or protect the public health or safety.”*

Juliana believes with that exception something can be done with the local political subdivision because the Board is concerned with protecting the public health and safety. They have shown evidence that there is a possibility that health issues are very likely to be caused by these wind turbines. For everything you read on one side you are going to find another side that is going to say something different. Juliana believes the Board already made an indirect determination when they sent that resolution back in 2012. That resolution asked the state to help these people. She believes the Board was making the statement and declaring that this was a human health hazard back then. The Board didn't say that in the resolution but it clearly had that indication because the Board recognized that people were having issues and they were seeking help for these people. Juliana cited Wis. Stats. 251.04(7). It lists the duties of the local Board of Health: “a local board of health shall assure that measures are taken to provide an environment in which individuals can be healthy. “

Juliana stated the Board does have the county code that indicates they have the right to declare things as human health hazards. Audrey asked Juliana if she thought this would end up in litigation. Juliana indicated if this ends up in litigation, it is very complex. Audrey questioned the word “potential” in the Public Health Nuisances Chapter 38. Juliana stated the Courts would want something like the young lady's testimony.

Juliana said she talked with Dr. Tibbetts and he said PSC 128 came after the Shirley Wind Farm and it would probably not apply to the Shirley Wind Farm, which is where the monitoring committee was listed. Juliana stated she thought the town had a monitoring committee in place. Dr. Tibbetts indicated yes they have one almost identical to 128. Juliana said after talking with Dr. Tibbetts today that really didn't apply at this time.

Patrick Evans –Patrick Evans indicated the Health Department's mission is to protect and promote individual and community health through education, regulation and leadership to empower community members to attain well-being across the lifespan. He understands this may be a battle but he cares about the people and the safety and the health of the people he is representing throughout Brown County. He believes the Board has the same responsibility. He used Sanimax as an example and they are cited properly. There are citation and complaints. Even without the State the County moves forward and cites them. We have more strength because truth and righteousness is on our side and so is the information. Patrick asks that the Board move forward and declare wind turbines a health hazard.

MOTION: To depart from the regular order of business so the public can be heard by the board.  
Tibbetts / Pfothenauer

## MOTION CARRIED

William Acker –Mr. Acker states the State wants epidemiology studies, medical studies yet the state refuses to do anything on this issue.

Barb Vanden Boogart – Barbara stated as Sandy had mentioned Fond du Lac County did make a resolution to the State. There were numerous counties that after Brown County did their resolution, sent resolutions. The Towns Association representing over a 1,000 towns was supportive of a resolution.

Carl Johnson, 1893 Wayside Road – Carl stated that right at this moment the company that built the Shirley Wind Project is pressing very hard to construct 44 turbines just like them in the Town of Forest in St. Croix County. This developer wants to spread the scope of this ecological and human health disaster that he has created here in Brown County and the people of the Town of Forest are looking for support because they know what is going to happen to them.

MOTION: To return to the regular order of business

Tibbetts / Paulus Smith

## MOTION CARRIED

MOTION: To declare the Industrial Wind Turbines at Shirley Wind Project in the Town of Glenmore, Brown County, WI a human health hazard for all people (residents, workers, visitors, and sensitive passersby) who are exposed to infrasound/low frequency noise and other emissions potentially harmful to human health. Voice vote taken.

Tibbetts / Pfothenhauer

## MOTION CARRIED

### 6. **CORRESPONDENCE** None.

### 7. **DIRECTOR'S REPORT**

#### **Communicable Disease Update**

Ebola, Enterovirus D68, and flu information is being shared as received with health care workers, and there have been some webinars/teleconferences particularly re Ebola management. Healthcare workers have been contacting the health department for specific disease management information. CDC information for airlines re Ebola management has been shared with the airport director. The faith community has again (since 2009 H1N1) been made aware of specific infection control information for the faith communities and there was a fairly good response with requests for copies or electronic access.

Department has been following up on residents with the following: suspect/diagnosed communicable diseases: suspect TB-awaiting final tests, extra-pulmonary TB- finishing up on medications, food handlers with GI disease- restricted from employment till negative stool results, and suspect Norovirus living in long term care facility -awaiting test results. The county has had no known cases of Enterovirus D68 (and no Ebola) to date.

**Merit Raise (1%) Evaluations** are occurring with all staff and must be completed by early November.

The **Community Health Improvement Process (CHIP)** re-assessment will occur on November 7 all day at the museum. It is expected that over 100 people will be in attendance. The group will vote on the priorities for the next year at the end of the day

The **Quality Improvement Grant** has been completed. The agency committee updated and simplified the policy and procedure for well water testing including a more simplified algorithm of the process. Even though the grant goal is complete, the group will next update materials and an information dissemination plan for the program by the end of the year. The next project for the department (not grant funded) will be an update of animal bite policies and procedures.

The **auto-attendant program** has been reviewed by the managers with the Tech Services Department and the messages and processes will be simplified. A special call line for health care providers will be added to enable them to reach staff more quickly during office hours.

**Safety policies and procedures** are being updated including addition of different protocol for alerting staff and active shooter procedures. Two drills have occurred in the past two weeks—a fire drill and an active shooter drill with a law enforcement participant present at the latter drill.

Agency has implemented an **internal staff recognition** program which enables peers to acknowledge one another's good performance. The program was launched a month ago with excellent response.

The county has been updating all its **HIPAA (confidentiality)** policies and procedures, forms and training during 2014. All staff has completed the new HIPAA training.

Our **every 5 year state audit** is coming up at the end of the year. The department will soon begin gathering the documents and sending them electronically to the state. State representatives will then meet with management staff and other representatives on December 15 to do a verbal review of our programs.

Our **staffing is now complete** for the first time since July 2013 as of September when our new school nurse was hired.

**7a. APPROVAL OF MINUTES OF AUGUST 12, 2014**

MOTION: To approve the minutes.

Audrey indicated on Page 2, No. 5, paragraph 2, to add the words "this issue" after the word "resolve".

Dr. Tibbetts indicated on Page 3, under the paragraph that starts with "new initiatives", change "don't outreach" to "who aren't aware of".

Dr. Tibbetts indicated on Page 4, No. 8, paragraph 2, change from "Three sputum were" to "Three sputum samples were".

Dr. Tibbetts indicate on Page 9 all reference to LFN should be changed to "infrasound low frequency noise (ILFN). Remove sentence in No. 9, paragraph 5, sentence beginning with "However, in Wrightstown..."

MOTION: To approve the minutes as corrected.

Paulus Smith/Pfotenhauer

MOTION CARRIED

**8. ALL OTHER BUSINESS AUTHORIZED BY LAW**

Audrey requested a draft of the minutes be sent to the entire Board for review within two weeks of the meeting.

**9. ADJOURNMENT / NEXT MEETING SCHEDULE**

MOTION: To adjourn meeting at 7:53 PM

Pfotenhauer/Tibbetts

MOTION CARRIED

NEXT MEETING: TUESDAY, NOVEMBER 11, 2014 at 5:00 PM

**MINUTES**  
**BROWN COUNTY HOUSING AUTHORITY**  
**Monday, October 20, 2014, 3:00 p.m.**  
**City Hall, 100 N. Jefferson Street, Room 604**  
**Green Bay, WI 54301**

**MEMBERS:** Tom Diedrick—Chair, Ann Hartman—Vice Chair, Sup. Andy Nicholson, Corday Goddard, and Adam DeKeyser

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Robyn Hallet, Kim Flom, Matt Roberts, Patrick Leifker, Nicole Tiedt, Yvette Tice, Stephanie Schmutzer, and Lori DeGrave

**APPROVAL OF MINUTES:**

1. Approval of the minutes from the September 22, 2014, meeting of the Brown County Housing Authority.

A. Hartman made a motion to approve the minutes from the September 22, 2014 meeting of the Brown County Housing Authority. A. DeKeyser seconded. Motion carried.

**COMMUNICATIONS:**

2. Letter from HUD dated September 29, 2014, regarding award of FSS renewal funding.

R. Hallet stated that the BCHA applied for FSS renewal funding in May and now notification from HUD has been received. The BCHA was awarded funding for the two existing positions which were applied for, unfortunately with a lesser dollar amount than what was initially asked. However, the dollar amount did increase from last year.

**REPORTS: (1:45-2)**

3. Report on Housing Choice Voucher Rental Assistance Program:

- A. Preliminary Applicants

- P. Leifker reported that ICS collected 137 preliminary applications for the month of September 2014.

- B. Unit Count

- P. Leifker stated that the unit count was 2,989 for the month of September.

- C. Housing Assistance Payments Expenses

- P. Leifker indicated the HAP expenses were \$1,141,782 for the month of September.

- D. Housing Quality Standard Inspection Compliance

- P. Leifker reported that 117 units passed the first evaluation, 65 passed re-evaluation, 63 failed, and there were 23 no-shows.

A. Hartman wanted confirmation that a no-show did not automatically lead to a fail. P. Leifker affirmed that a no-show technically does not fail the tenant. T. Diedrick commented that the number of passed inspections dropped quite a bit. M. Roberts stated that this is attributed to the fact that the number of actual inspections overall has decreased. Both inspectors had taken some vacation time in September and as a result moved some of their annual inspections up, decreasing inspections overall at this time.

- E. Program Activity/52681B (administrative costs, portability activity, SEMAP)

- Y. Tice reported that there were 259 port-out vouchers in the month of September, with an associated HAP expense of \$184,587.



T. Diedrick inquired why there were more vouchers but significantly less costs. Y. Tice stated that there is typically a small delay in catching up with all of the payments once the paperwork is processed. However, the cost is expected to decrease even more due to other PHAs recently absorbing some of the BCHA's port outs.

A. Hartman asked how long it generally takes other PHAs to absorb. Leifker replied that each PHA can act on their own time frame and discretion according to what is most beneficial to that PHA. A. Hartman asked how long it takes for BCHA to absorb other PHAs, to which P. Leifker responded that we currently bill, but if we wanted to absorb, we simply need to give the initial PHA notice of such; it is up to each individual PHA if they want to absorb. M. Roberts commented that typically many PHAs will absorb at the end of the year, depending where they want their unit count to be for the next year. A. Hartman asked how many port ins we have, to which Y. Tice responded that we currently have 35. A. Hartman stated her concern is that the BCHA has so many port outs that we are paying for. She opined that the regulations should allow people to port, but be restricted based on when the receiving PHA can absorb. R. Hallet stressed that it then becomes imperative to educate legislatures as it all comes down to congressional action because HUD does not have power over this policy.

A. DeKeyser asked if we get revenue for port outs. P. Leifker responded that there is a prorated administrative fee for billed vouchers. R. Hallet also added that we apply for set aside funding, of which the amount is variable – it may or may not make up for our administrative costs for billed vouchers.

A Conversation ensued regarding congressional involvement to change these regulations. M. Roberts offered to email A. Hartman the contact information for the representative from Congressman Reid Ribble's office, who previously attended a BCHA meeting to discuss this matter. A. Hartman stated she would contact Congressman Ribble as well as other congressional representatives.

Y. Tice continued the reports, stating that ICS administrative expenses were under-budget by \$25,000, which is primarily because of the over-expense in July. FSS Administrative expenses were under-budget by \$2,340.

F. Family Self-Sufficiency Program (client count, escrow accounts, graduates, new contracts, homeownership)

N. Tiedt reported that there are 69 participating in the FSS program as of September. Level One has 43 participants, Level Two has 19 individuals, Level Three has six participants, and Level Four has one participant ready to graduate. C. Goddard asked if these numbers presented were good, relatively speaking. N. Tiedt stated that the reason there is a majority of individuals still at Level One is that as of January 1<sup>st</sup>, 2014, the program was changed making participants more accountable for what was expected of them. These levels were only recently implemented. N. Tiedt stated that she will add an explanation of the point system to the power point along with the number of points for each level as requested by members of the Authority.

A. DeKeyser asked if there was a maximum amount of allotted time for participants to finish the program. N. Tiedt stated that when participants sign an FSS contract they have five years to make it from Level One to Level Four in order to graduate. Nevertheless, it is a goal of the program to get participants to finish in less than five years. R. Hallet stated that at the end of the five years, if it is necessary, ICS could extend a participant's contract to allow them to finish the program successfully, if more time is required for them.

N. Tiedt continued with the next report, indicating that eight new FSS Contracts were signed. The number is higher than usual as there was an influx in Housing Choice Vouchers completed. N. Tiedt reported that there were no graduates for the month of September. She

shared a story from a past graduate who began the program in December of 2010 and graduated in July of 2014. She is a single mother of two and guardian of her niece and nephew and had zero income when she first enrolled in the program. During her time on the program she received a Bachelor's Degree from the University of Oshkosh and went on to complete her Master's Degree for her license in special education. She worked as a substitute teacher which later became a full time position as a special education teacher. She completed the FSS program in July, taking \$2,968.52 of escrow account money with her. She has since moved to Arizona to pursue her career in teaching.

N. Tiedt reported there are currently 30 escrow accounts open, with a total of \$3,586 deposited into these accounts for the month of September which includes one new account that was opened in September. The highest single deposit at this time is \$344 and the highest amount of escrow held in a single account is currently \$9,330.93.

N. Tiedt reported 64 homeowners for the month of September.

G. VASH Reports (active VASH, new VASH)

N. Tiedt reported one new VASH client in September and 18 current VASH clients.

H. Langan Investigations Criminal Background Screening and Fraud Investigations

P. Leifker reported that there were 10 new investigations assigned; five previous investigations were closed; and seven still remain active; 211 applications were sent in September of which 207 were approved and four were denied. The four denials identified on the Langan Report consisted of one child abuse charge, one for disorderly conduct, one fugitive for battery, and one for substance abuse. The reports on initial application by municipality as well as fraud investigations by municipality were displayed.

I. Quarterly Active Cases Breakdown Report

P. Leifker reported that 52 percent of all active cases contained a head of household who was either elderly or disabled, 39 percent contained a head of household who was neither elderly nor disabled but they earned an income, 7 percent of all cases have no earned income but have children in the household, and 2 percent contain cases in which the head of the household is not elderly or disabled and does not make any income or have children.

J. Quarterly End of Participation Report

P. Leifker reported that 124 total participants were terminated this quarter, including 53 due to port out vouchers being absorbed. The next highest percentage was 22 percent who left voluntarily.

A. Hartman asked where the participants who were ported out go, in which P. Leifker stated they go all over, some within the State and others around the country. R. Hallet suggested ICS could bring data providing locations and time periods of port outs to the next meeting. A. Hartman expressed she has concerns about funds not remaining local. M. Roberts reiterated that the initial PHA continues to be billed for as long as needed until the receiving PHA can absorb the voucher; there is no time limit. R. Hallet explained that a PHA cannot absorb if they don't have vouchers available, which is often the case. S. Schmutzer confirmed one of the issues with port outs is that the initial PHA pays a higher HAP cost if the participant moves to an area where housing costs are higher, thus resulting in the initial PHA being able to serve fewer participants. The other main concern is the reduced admin fee received. R. Hallet suggested that Congress should consider capping the HAP and initial PHA pays equal to that PHA's payment standard. T. Diedrick agreed this would be a fair regulatory change. T. Diedrick offered to draft a letter from the BCHA Commissioners to the Wisconsin congressional representatives indicating our concern about this issue.

K. Customer Satisfaction Assessment Results

L. DeGrave provided a refresher for the items on the Customer Satisfaction Survey which consisted of a five factor rating system regarding customer service, staff friendliness and courtesy, timeliness of service, quality of service, needs met, overall condition of lobby, self-service resources, quality of results received, response and follow-up time, and overall experience. L. DeGrave summarized all of the rating factors together stating that for Quarter 3 of 2014, overall ratings confirmed that 84 percent of customers received excellent customer satisfaction, 10 percent received very good service, 2 percent received good service, 4 percent received poor service, and nobody (0 percent) reported fair service. Rolling data was revealed next which showed last years (2013) data as it compares to this year's data which confirmed that results were quite consistent. Annual data was also provided which consists of data from Quarter 4 of 2013 to Quarter 3 of 2014. Results were rated at excellent for 84-85 percent of the time, very good for 8-10 percent of the time, good for 3-2 percent of the time, fair remained at 0, and poor remained at 4 percent of the time. It was stated that these surveys were completed by a variety of customers. Surveys are available in the lobby, on the web, and at the Housing Specialist office by appointment.

**OLD BUSINESS:**

None

**NEW BUSINESS:**

4. Approval of Voucher Payment Standards for 2015.

P. Leifker reported that the Voucher Payment Standards are the amounts that the Authority can pay for assistance within the locality. Last year's Fair Market Rent (FMR), established by HUD, in comparison to this year's FMRs showed a significant increase across the board. HUD established that a PHA's payment standards must be between 90 and 110 percent of the FMR for the PHA's area. The BCHA payment standards in 2014 and those proposed for 2015 continue to utilize the dual payment standards. It has been identified that the 0, 1, and 2 bedroom units are the most difficult for participants to find within the payment standards that was established previously. Accordingly, those have been increased to 100 percent of FMR for 0 and 1 bedroom and then from there payment standards taper off to 97 to 95 percent inside City of Green Bay limits. Historically, the Authority has used a 3 percent variance as the difference between the dual payment standards and therefore, this variance was proposed for this year as well. Additionally, not all payment standards were moved to 100 percent, as it is important to keep the flexibility in which the 90 and 110 percent window provides. If payment standards decrease, it is necessary to give clients a two year notice before payment changes occur. Thus, if payment standards must decrease it is a two year process before the benefits can be reaped.

C. Goddard made a motion to approve the 2015 Voucher Payment Standards, seconded by A. Nicholson. Motion carried.

5. Preliminary approval of ICS's 2015 budget.

Y. Tice reviewed the information elucidated on ICS's 2015 Budget. She explained that she and S. Schmutzer worked together to determine numbers that worked for both of their budgets. The proposed ICS 2015 budget has established the amount of \$1,315,000 for total revenue. This amount was determined by the summation of the Administrative Fee Revenue (received from HUD) at \$1,210,445, the FSS Administrative Fee Revenue at \$89,555, the Admin Fraud Revenue (new this year) at \$5,000, and the Port In Administrative Fee Revenue at \$10,000 (which increased from last year but has still remained conservative). A review of the expense budget shows that expenses regarding salary and Health, Dental & Vision have increased. The reason for the salary expense increase is due to the removal of furlough which was originally budgeted for last year. Health, Dental & Vision has an increase, but this is an item for which they are awaiting more information. The current insurance provider is offering a 15.9 percent increase on their rates. Other employee benefits have decreased as the carry over for health reimbursements has been eliminated and

additionally the SUTA and workman's comp rates decreased. Staff Training was reestablished in the budget and included is a list of some likely training opportunities. Office supply expense was decreased, mostly due to cost savings implemented this year. Equipment expenses were qualified due to computer upgrades needed. There was a decrease in professional service expenses primarily due to no longer needing legal consulting. Depreciation has decreased as well as some of the insurance packages. Port Out Administration is consistent with last year but does increase a bit. Included in the agenda packet are the salary ranges, which all fall within the agreed upon brackets.

A. DeKeyser made a motion to approve the ICS 2015 Budget, seconded by A. Hartman. Motion carried.

6. Preliminary approval of BCHA's 2015 budget.

S. Schmutzer began by explaining that the yellow highlighted areas relate to ICS's budget. The various pages of the budget represent different BCHA programs. She began with the Voucher program, reporting that information from HUD indicates the proration rate for next year will remain consistent with the current proration level. Fraud income was determined based on a requirement to split them 50/50 with half to HAP and half to admin. HAP income was based on the understanding that HUD will allow us to retain the offset funding. VASH was added as a new line item at \$91,370. Total income has accordingly been proposed at \$16,214,261. Total expenses for 2015 were proposed at \$16,073,114. Port out costs are broken out separately this year. At the bottom of the pages there is a profit and loss breakdown for HAP, VASH, and Admin showing if those areas were over- or underspent. It appears we will not have overspent in any of those areas. One area that may change is legal costs for fraud cases, which may increase

S. Schmutzer also reviewed the budget for the Community Development Block Grant funds that are un-programmed or de-federalized funds. This money has been used for down payment and closing cost loans. The revenue indicated is interest and repayments, which are reincorporated into these funds. There are some Administrative costs due to auditing. The WHNCP account is rarely utilized so there is little activity on this account. Last is the Revenue Bond account, which was refinanced in 2013. These bonds are now financed through the GBHA, so this may require some Administrative funding in 2015, but otherwise this account has no current activity. At this time, there are no anticipated uses for these funds but, if something comes up, this item can be readjusted to meet future needs.

R. Hallet pointed out an attachment to the budget that highlights training needs. As City staff, all out-of-state travel must be pre- approved, therefore any such travel is indicated here. Many of the conferences attended will benefit both the BCHA and the GBHA, so the cost of training is split.

C. Goddard made a motion to approve the BCHA 2015 budget, seconded by A. Nicholson. Motion carried.

S. Schmutzer stated that a resolution will be needed per HUD, which will be presented at the November BCHA meeting.

**INFORMATIONAL:**

7. Update on new VASH vouchers

R. Hallet stated that 10 project based VASH vouchers and 15 tenant based VASH vouchers were awarded to the BCHA. The BCHA was additionally invited to apply for six more tenant based VASH vouchers. T. Diedrick had previously given approval to send in the application for the second round as there was not enough time to wait for the next BCHA meeting for member approval.

R. Hallet, P. Leifker, and two other ICS staff who work directly with VASH will be going to Milwaukee to meet with HUD and VA staff to discuss the VASH voucher program in an effort to streamline the

process. At this visit, they will also tour the Milwaukee Veterans Manor, which the Green Bay Veterans Manor has been based after.

**8. Report on State Debt Collection Program**

S. Schmutzer discussed a new State Debt Collection Program that was emailed with the meeting packet.

C. Goddard inquired if the State will do all the collection of debt to which S. Schmutzer confirmed. This program would allow the State to go after individuals who owe the Authority money after being terminated from the program. First however, the Authority would try to collect the owed money for 90 days; if after 90 days, the Authority is unable to collect, and the amount is greater than a \$50-\$100 threshold, then the Authority can put this debt into the collection system. The State will then seek out the individuals who owe money at any means available to them. It is the Authority's responsibility to ensure that the debt is within the statute of limitations. If the State is unable to locate the individual, the Authority could contract with a collection agency. There is a hierarchy for collection within this system, however, (i.e. State taxes and State money is collected by the State first) there is a fee involved for this program which is paid by those indebted to the Authority which is either \$35 or 15 percent—whatever is greater.

S. Schmutzer stated that it would be worthwhile to pursue this new program although a decision is not necessary at this time.

**BILLS:**

A. DeKeyser made a motion to approve the bills for the month of September 2014. A. Nicholson seconded the motion. Motion carried

**FINANCIAL REPORT:**

S. Schmutzer reported there was nothing overtly significant to point out on the financial report. A Trial Balance was asked to be put into the report on a quarterly basis which was added this month.

**STAFF REPORT:**

9. Date of next meeting: November 17, 2014.

T. Diedrick stated that sometime after the first of the year (possibly February or March) it would be beneficial to hold a joint meeting with the BCHA and ICS. M. Roberts inquired if the Commissioners would prefer that ICS board members come to a regular BCHA board meeting. Commissioners did not voice a preference, M. Roberts agreed he would contact the ICS board members regarding scheduling this.

An additional staff report was added to the agenda by R. Hallet regarding the housing intern status in which she stated that a new intern was hired. The new intern stayed on for five days but she found a full time job and thus gave her notice. Fortunately, another intern was found who is starting soon.

A. Hartman made a motion to adjourn, seconded by A. Nicholson. Motion carried. Meeting adjourned at 4:08 PM.

sd:rh:jd

## **PROCEEDINGS OF THE BROWN COUNTY HUMAN SERVICES BOARD**

Pursuant to Section 19.84 Wis. Stats, a regular meeting of the **Brown County Human Services Board** was held on Thursday, November 13, 2014 in Board Room A of the Sophie Beaumont Building – 111 North Jefferson Street, Green Bay, WI

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**Present:** Chairman Tom Lund  
Craig Huxford, Bill Clancy, Paula Laundrie, Helen Smits, Susan Hyland, JoAnn Grashberger

**Excused:** Carole Andrews, John Van Dyck

**Also**

**Present:** Jeremy Kral, Executive Director  
Nancy Fennema, Director of Community Programs  
Tim Schmitt, Finance Manager  
Lana Cheslock, Children, Youth & Families Manager  
John Bushmaker, Child Protection Supervisor

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**1. Call Meeting to Order:**

The meeting was called to order by Chairman Tom Lund at 5:15 pm.

**2. Approve/Modify Agenda:**

GRASCHBERGER/SMITS moved to approve the agenda.  
The motion was passed unanimously.

**3. Approve Minutes of October 9, 2014 Human Services Board Meeting:**

HYLAND/CLANCY moved to approve the minutes dated October 9, 2014.  
The motion was passed unanimously.

**4. Executive Director's Report**

Executive Director Jeremy Kral presented and handed a written report to the board (attached).

Citizen Board Member Huxford entered at 5:21 p.m.

LAUNDRIE /HYLAND moved to receive and place on file.  
Motion was carried unanimously.

**5. Post Reunification Support Grant.**

Child Protection Supervisor John Bushmaker gave an overview of the Post Reunification Support Grant. This is a state grant stemming from children returned home from an out of home care placement. Bushmaker stated that while the majority children reunify safely and effectively, 20% of those children re-enter out of home care. This state grant's purpose is to look at lowering that percentage.

As of this time, we have 12 kids enrolled. There is a specific set of criteria that needs to be met for eligibility. This criterion includes the child's needs, what kind of household they come from and the length of out of home care. The funds are used to support the family when the child returns and also can be used for staff training. This grant is a five year program and we are looking to have 50 children enrolled in 2015.

Bushmaker stated that we are one of the highest performing counties using this grant as we have been very creative with how we utilize the funds.

Q: Citizen Board Member Huxford asked if the grant is per capita or a set dollar amount.

A: Bushmaker stated the state gives us a lump sum. We are responsible to bill our worker's hours and report the information on what we do with the funding.

Q: Chairman Lund asked if doing this is less expensive for the state than running out of home care facilities.

A: Bushmaker stated it is extremely cost effective. We focus on the children who specifically get this grant funding as we don't want them to reach the out of home care level.

Q: County Board Member Clancy asked if these children go back to foster parents or the biological parents when they complete the program.

A: Bushmaker stated they will go back to their biological parent or guardian.

Q: Citizen Board Member Hyland asked how we know if the environment for the child is safe when they return.

A: Bushmaker stated our workers go through safety analysis and planning and meet with the children at least twice a month. They make sure that specific behavioral changes are occurring on behalf of the parents. Cheslock added that the state does a very good job of outlining safety criteria and there is a guidebook that determines legally if an environment is safe. Bushmaker stated that we also have the court system involved when a child is placed out of the home so we do have additional input into the decision making.

Q: Citizen Board Member Hyland asked if the parents embrace the reunification.

A: Bushmaker stated that parents love their children and the majority of them embrace the chance to get their children back. Part of the safety planning is that parents will work with providers.

GRASCHBERGER/LAUNDRIE moved to receive and place on file.  
Motion was carried unanimously.

## **6. Financial Report**

Finance Manager Tim Schmitt had submitted a written report with the board packet agenda.

HYLAND/HUXFORD moved to receive and place on file.  
Motion was carried unanimously.

## **7. Statistical Reports:**

Please refer to the packet which includes this information.

## **8. Approval for New Non-Continuous Vendor:**

Please refer to the packet which includes this information.

**9. Request for New Vendor Contract:**

Please refer to the packet which includes this information.

**10. Other Matters:**

Next Meeting: Thursday, December 11, 2014  
5:15 p.m. – Sophie Beaumont Building, Board Room A

**11. Adjourn Business Meeting:**

LAUNDRIE/SMITS moved to adjourn; motion passed unanimously. Chairman Lund adjourned the meeting at 5:34 p.m.

Respectfully Submitted,

Kara Navin  
Recording Secretary



*Brown County Human Services*

Executive Director's Report to the Human Services Board

November 13, 2014

Good Evening Board Members:

On November 12, 2014 the Joint Committee on Finance met and unanimously approved expansion of managed long-term care into our region of the state. This was the final legislative approval that was needed, and now the Human Services Department and Aging and Disability Resource Center can work in earnest to transition from the current long-term care system with the CIP and COP Medicaid waivers to the new long-term care system serving people through the Family Care waiver and through IRIS (I Respect I Self-Direct).

A date or schedule for Brown County's transition is not currently scheduled. This department will be collaborating with Wisconsin Department of Health Services, the Aging and Disability Resource Center, and the two selected managed care organizations to revisit and finalize plans with regard to timing of the transition and relevant dates.

I have had the opportunity recently to work with Secretary Eloise Anderson and human services directors from around the state on several issues recently. Specifically, two of the issues that statewide child welfare leadership have identified are: the recruitment and retention of workers for child protective services work (direct service as well as supervising the direct service work) and defining the future direction of child protection in the state-defining and focusing on the outcomes and roles that are most important to those we serve. Several action steps were developed that will be implemented by statewide teams to enhance practices in each of these areas.

Comprehensive Community Services (CCS) expansion continues to be an area we are working on heavily. Changes were made to the billing codes and underlying systems that have been challenging to adapt to utilizing the AS400-based billing and authorization system. Situations like this validate the decision that the department and county board agreed upon to replace the department's aging infrastructure for these purposes. The department continues to prepare for implementation of the successor to the AS400 system, which will be expansion of the MyAvatar program already implemented in the behavioral health areas. This system implementation is expected to occur in 2015; the go-live date is dependent on the time needed to prepare for the transition.

Respectfully Submitted By,

A handwritten signature in black ink, appearing to read 'Jeremy Kral', is written over the printed name and title.

Jeremy Kral  
Executive Director

**PROCEEDINGS OF THE BROWN COUNTY LOCAL EMERGENCY PLANNING  
COMMITTEE – LEPC**

Pursuant to Section 19.84, Wis, Stats. A meeting of the **Brown County Local Emergency Planning Committee** was held on Tues November 11th, 2014 @13:30 pm, at NEW Water

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PRESENT:, Leon Engler, Paul Gazdik, Jeremy Klingbeil, Steve Johnson, Bill Marotz, Melissa Spielman, Mike Schoen,

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1. CALL MEETING TO ORDER:

The meeting was called to order by Paul Gazdik 14:36.

2. APPROVAL OF AGENDA:

**A MOTION WAS MADE TO APPROVE THE AGENDA, Leon Seconded Vote taken, MOTION CARRIED UNANIMOUSLY**

3. APPROVAL OF MINUTES:

**A MOTION WAS MADE TO APPROVE THE MINUTES, Bill Seconded Vote taken. MOTION CARRIED UNANIMOUSLY.**

4. LEPC Round Table

- Jeremy Klingbeil from NEW Water discussed a Table Top exercise that occurred at NEW Water. An after action report (AAR) will be finalized and presented at the next meeting.
- Nothing reported from Leon Engler.
- Mike Schoen from Omnova discussed an on-site exercise that took place at Omnova as part of an audit process. The exercise included a scenario involving a compromised rail car. The audit did pass.
- Steve Johnson from the BCHD discussed the present Ebola situation from the State and Brown County. Steve said that the local public health departments will be conducting direct active monitoring of potential patients when notified by the State Health Dept. The monitoring process must be assessed on a daily basis. Steve stated that there has been no difficulty in obtaining PPE for the County and has not heard of area public safety departments having difficulty obtaining the equipment. Addition discussion between Steve and Bill Marotz in regards to State monitoring of other communicable diseases (norovirus, etc.). Steve said that the State forwards a daily and weekly report through WEDS to local health departments for monitoring information.
- Bill Marotz from Schneider reported that the company name has changed from Schneider National to Schneider as of January 2014. Bill said that Schneider monitored personnel in the Dallas area during the time that a patient had been diagnosed with Ebola at a Dallas hospital. He said that Schneider will be conducting relocation exercises and developing response outlines.
- Paul Gazdik requested introductions from the group and introduced Melissa Spielman as the new Emergency Management Coordinator. Paul also discussed two recent tabletop exercises for the response to Ebola exposure. One exercise was held in the City of De Pere and the other was at UWGB. Both exercises proved beneficial for the attendees.

5. COMMITTEE REPORTS:

A. PUBLIC INFORMATION AND EDUCATION COMMITTEE (PIE)

- Howard Fire Department and De Pere Fire Department hosted Open Houses at their locations in October. Paul represented Emergency Management and the Do 1 Thing campaign.
- A press release went out to announce Energy Credit from WPS for October.
- The November PSA is on gathering emergency supplies and compiling kits for home, car, and pets. The PSA was done by Chief David Litton,
- The December PSA is for First Aid and will include speakers from Bay care Clinic.
- More information on the Do 1 Thing campaign can be found at:  
<http://www.greenbaypressgazette.com/>

B. EXECUTIVE COMMITTEE

-Nothing to report

C. PLANNING COMMITTEE

- BCEM Intern Dan Kane did PPT on Laack Cold Storage and emergency call on September 12, 2014 for an Ammonia leak.

6. OLD BUSINESS/OTHER BUSINESS

A. ARES/RACES UPDATE

- Nothing to report

B. RECENT SPILLS

- Paul reports manure spills only

C. PUBLIC/PRIVATE PARTNERSHIP

- Bill talked about a State EOC presentation he attended that included an overview on WEM, disaster response, and next steps.

D. EM REPORT

- Winter Weather Week is this week, November 10-14.
- Seeking EPCRA funding for public education.

7. PUBLIC COMMENT

- None

8. SUCH OTHER MATTERS AS AUTHORIZED BY LAW

9. ADJOURN

**A MOTION WAS MADE BY TO ADJOURN AT 15:08 P.M. 2<sup>ND</sup> Vote taken. MOTION CARRIED UNANIMOUSLY.**

Respectfully submitted,

Melissa Spielman  
EM Coordinator

**MINUTES**  
**BROWN COUNTY PLANNING COMMISSION BOARD OF DIRECTORS**  
**TRANSPORTATION SUBCOMMITTEE**  
**Monday, September 15, 2014**  
**Green Bay Metro Transportation Center**  
**901 University Avenue**  
**Green Bay, Wisconsin**  
**10:00 a.m.**

**ROLL CALL:**

***(Voting)***

Jeff Agee-Aguayo	<u>      </u>	Patty Kiewiz	<u>Exc</u>
Bill Balke (Vice-Chair)	<u>      </u>	Tom Klimek	<u>      </u>
Craig Berndt	<u>  X  </u>	Randy Loberger	<u>      </u>
Geoff Farr	<u>      </u>	Doug Martin (Chair)	<u>Exc</u>
Mike Finn	<u>      </u>	Tom Miller	<u>      </u>
Paul Fontecchio	<u>  X  </u>	Rebecca Nyberg	<u>  X  </u>
Steve Grenier	<u>  X  </u>	Eric Rakers	<u>  X  </u>
Ed Kazik	<u>      </u>	Derek Weyer	<u>  X  </u>

***(Non-voting)***

Dwight McComb (FHWA – Madison)	<u>  X  </u>
Philip Gritzmacher (WisDOT – Madison)	<u>  X  </u>
Chris Bertch (FTA Region 5)	<u>      </u>

**Others Present:** Sandy Carpenter (WisDOT), Lisa J. Conard, Cole Runge, and Lynn Warpinski (WisDOT).

Due to the absence of the Chair and Vice-Chair, subcommittee members directed C. Runge to run the meeting.

C. Runge opened the meeting at 10:00 a.m.

**ORDER OF BUSINESS:**

1. Approval of the April 22, 2014, Transportation Subcommittee meeting minutes.

A motion was made by E. Rakers, seconded by P. Fontecchio, to approve the April 22, 2014, Transportation Subcommittee meeting minutes. Motion carried.

2. Recommendation to the BCPC Board of Directors regarding the draft 2015 Transportation Planning Work Program.

C. Runge highlighted major tasks proposed in the 2015 MPO work program.

**Completion of the Green Bay MPO 2045 Long-Range Transportation Plan**

In 2014, MPO staff collected background information, developed plan goals and objectives and presented them to the MPO's Transportation Subcommittee and Long-Range Transportation Plan Technical Advisory Committee, worked with WisDOT to update the long-range travel demand model for the Green Bay MPO planning area, and developed two future land use scenarios to test in the long-range model. In 2015, staff will continue to work with the MPO's Transportation Subcommittee, Long-Range Transportation Plan Technical Advisory Committee, WisDOT, and the public to complete the 2045 Long-Range Transportation Plan by the November 2015 deadline.

## **Congestion Management Process (CMP) Implementation**

Because the Green Bay Urbanized Area's population exceeded 200,000 following the release of the 2010 US Census data, a CMP was developed that addresses congestion on the major transportation facilities within the MPO's Metropolitan Planning Area. The CMP was approved by the MPO's Policy Board in December of 2013, and additional data will be collected and analyzed in 2015 to determine if the targets identified for the CMP's performance measures are being met.

## **Green Bay Metro East Side Route Study**

In 2011, Green Bay Metro established a major transfer point at Green Bay Plaza on the west side of Green Bay and realigned many of its routes on the west side of the Fox River to provide more efficient service for customers and extend the reach of the west side routes. In 2015, MPO staff will work with Metro staff to study the routes on the east side of the Fox River to accomplish the same goals for this portion of the route system. In addition to analyzing the east side routes to determine if adjustments need to be made to improve their efficiency and appeal, this study will examine potential locations for a new east side transfer point.

## **Environmental Impact Statement (EIS) for Transportation Improvements in the Southern Portion of the Green Bay Metropolitan Area**

MPO staff will continue to work with WisDOT, FHWA, the project's cooperating and participating agencies, the EIS Stakeholder Committee, and the public to complete the EIS and Interstate Access Justification Report (IAJR).

R. Nyberg asked about the East Side Route Study.

C. Runge stated that Green Bay Metro established a hub at West Mason Street and Military Avenue (Green Bay Plaza) in an effort to make the system more desirable for users and non-users. In 2015, MPO staff will work with Metro staff to analyze the east side routes to determine if adjustments need to be made and to study potential locations for a new east side hub.

C. Runge stated he has been working with WisDOT Central Office on the development of the work program. Minor adjustments to the draft work program have been made as a result of WisDOT and FHWA comments, but nothing affecting the budget or work program tasks needed to be revised.

D. McComb (FHWA) and P. Gritzmacher (WisDOT Central Office) agreed.

A motion was made by S. Grenier, seconded by R. Nyberg, to recommend approval to the BCPC Board of Directors regarding the draft 2015 Transportation Planning Work Program. Motion carried.

3. Recommendation to the BCPC Board of Directors regarding the draft 2015-2019 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area.

L. Conard stated that a copy of the 2015-2019 TIP was forwarded to the Transportation Subcommittee on August 19. Activities to date include:

1. Began 30-day public review and comment period on August 20.
2. On September 3, before the BCPC Board of Directors, staff provided a general overview of what a TIP is, the purpose of a TIP, and the process for completing a TIP.
3. Also on September 3, staff held the public hearing.
4. Earlier today, staff completed the Environmental Consultation requirement.

To date, staff has documented one comment. This comment came from the Wisconsin Bureau of Aeronautics. The comment will be forwarded to the appropriate agencies.

A motion was made by S. Grenier, seconded by P. Fontecchio, to recommend approval to the BCPC Board of Directors regarding the 2015-2019 Transportation Improvement Program (TIP) for the Green Bay Urbanized Area. Motion carried.

4. Discussion regarding proposed revisions to the Green Bay MPO's Surface Transportation Program (STP) Project Prioritization Criteria.

C. Runge stated that Moving Ahead for Progress in the 21<sup>st</sup> Century (MAP-21) requires MPOs, states, and providers of public transportation to link investment priorities to the achievement of performance targets that are established to address performance measures in many key transportation areas. These areas include (but are not limited to) safety, infrastructure condition, congestion, system reliability, emissions, and freight movement.

MAP-21 also requires investment priorities to be consistent with the goals and objectives of the MPO's Long-Range Transportation Plan (LRTP) and Congestion Management Process (CMP). To satisfy these federal requirements, projects that are included in the MPO's Transportation Improvement Program (TIP) must be linked to the MAP-21 performance measures as well as the goals and objectives in the MPO's LRTP and CMP.

In April of 2014, MPO staff was directed by the BCPC Transportation Subcommittee to make revisions to the MPO's STP-U Funding Project Prioritization Procedure. The revisions proposed by MPO staff are based on comments from BCPC Transportation Subcommittee members and the requirements of MAP-21 and Wisconsin law.

C. Runge reviewed the proposed changes identified in the staff report and the rationale for proposing the changes. C. Runge also noted the elements that were required by federal law at the request of P. Fontecchio.

Discussion occurred on Criterion #4: Roadway Surface Condition. The consensus of the subcommittee was to assign the most points to roads with Pavement Surface Evaluation and Rating (PASER) scores of 3, 4, and 5 because this will provide an incentive for jurisdictions to resurface roads at a lower cost instead of waiting to reconstruct them at a higher cost.

The consensus of the subcommittee was that staff is on the right track with the proposed revisions, but a few minor adjustments could be made.

P. Fontecchio suggested that staff select some of the projects that were submitted during the current solicitation period to see how the projects would score using the proposed criteria.

C. Runge agreed and stated that he will score the projects and distribute the results to the subcommittee members for their review.

5. Distribution of the MPO's 2014 Transportation System Performance Measures report.

C. Runge noted that crashes and injuries in Brown County have been trending downward over the last 13 years. C. Runge noted that crashes involving alcohol are trending downward as well.

E. Rakers referenced the *Transit Capital – Average Age of Fleet* measure and noted the average is 7.69 years. E. Rakers asked if other factors are included in assessing the fleet such as maintenance costs or mileage.

C. Runge stated that other measures are documented in other reporting media. C. Runge stated that heavy duty buses typically last 500,000 miles or 12 years. Green Bay Metro has extended the life of vehicles over the years due to good maintenance practices.

C. Runge stated that Metro benefited greatly from stimulus funds (available in 2008-2009) and was able to acquire several buses with these funds. Metro is also continuing to seek funding to

replace the remaining buses in the fleet that have exceeded their federally-accepted useful lives.

L. Conard noted that the satisfactory average fleet age of 7.69 years is somewhat misleading because Green Bay Metro recently retired several older buses (1995 Gillig-Phantoms). The need for additional replacement vehicles continues to exist.

6. Any other matters.

C. Runge stated that after submitting functional classification recommendations to WisDOT Central Office some time ago, WisDOT has issued its approved draft functional classification map for review. C. Runge will send a pdf of the map to the subcommittee members for review and comment.

C. Runge announced that the Village of Allouez will be declining federal STP-U funds for the Greene Avenue project because the project was recently cancelled. This means that \$774,850 needs to be allocated to other STP-eligible projects. C. Runge proposed having staff develop scenarios for reallocating the funds and distributing the scenarios to the Transportation Subcommittee members for review and comment. The subcommittee members agreed with this proposal.

R. Nyberg asked about the Transportation Alternatives Program (TAP) balance for the Green Bay MPO/Transportation Management Area (TMA), noting that the federal funding share of the area's lone approved project was less than the TMA's federal TAP funding allocation.

C. Runge noted that the TAP program provides a set-aside for the four TMAs in the state. MPO staff has requested that the unused funds be carried over to the next funding cycle. Staff does not know if this will be allowed to occur.

S. Carpenter introduced herself as the new Local Program Manager at the WisDOT Northeast Region Office. S. Carpenter took the place of Glenn Landis. S. Carpenter stated that she will contact WisDOT Central Office to find out if TAP funds within TMAs can be carried over into future funding cycles.

S. Grenier asked WisDOT staff if they are familiar with a WisDOT pilot program that certifies local jurisdiction staff in the MC (management consultant) process. The program would allow jurisdictions with federally-funded projects to provide their own management consultant services instead of using a private sector consultant retained by WisDOT. The anticipated result would be a reduction in administrative costs, which would allow more money to be used for projects.

The WisDOT Northeast Region and Central Office staff at the meeting stated that they are unfamiliar with this pilot program. However, they will check to see what it involves.

S. Grenier stated that the City of Green Bay may be interested in participating in this pilot program, and he stated that he will share the information with WisDOT staff.

7. Adjourn.

C. Runge closed the meeting at 11:05 a.m.